

Applicant : Gerardo Castillo et al.
Serial No. : 09/748,748
Filed : December 26, 2000
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Attorney's Docket No.: 017170-0003-999
(712576-999002)

OCT 11 2006

REMARKS

Claims 1-3 and 17-30 will be pending after entry of this amendment. Claim 1 is amended to limit the claimed method for treating Alzheimer's disease. Basis for the amendments can be found in the application and claims as originally filed. No new matter is added.

Applicants note that claim 5 has been canceled thereby rendering the rejection moot.

Claim Rejections under 35 U.S.C. §103

Claims 1-4 and 17-30 are rejected under 35 U.S.C. §103 as allegedly being obvious over Bok *et al.* (U.S. Patent 6,096,364). It is alleged that Bok *et al.* teaches the use of a generic formula that encompasses the species myricetin for lowering blood glucose in a mammal. The Office Action concludes that the claimed methods would have been obvious to one of skill in the art in view of the reference. Applicant respectfully requests reconsideration of the rejection in view of the amendments and arguments herein.

Applicant respectfully submits that amended claim 1 and claims dependent thereon are limited to method for treating Alzheimer's disease by administering a compound within the scope of the genus described in the claims. As noted in the Office Action, Bok *et al.* teaches the use of a generic formula that encompasses the species myricetin for lowering blood glucose in a mammal. Bok *et al.* does not teach or suggest treatment of Alzheimer's disease by administering a compound taught therein. Absent any teaching or suggestion in the reference, one of skill in the art would not be able to practice the claimed methods of treatment of Alzheimer's disease by administering a compound within the scope of the instant claims. Applicant requests reconsideration and removal of the rejection.

In view of the above, allowance of the application is respectfully requested.

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Applicant hereby petitions under 37 C.F.R. §1.136 for three (3) months extension of time.
Please apply fees for the extension of time and any other charges, or any credits, to Deposit
Account 50-3013

Respectfully submitted,



Date: October 11, 2006

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